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**eFiled Application Information**

EFS ID	1865614
Application Number	09710646
Confirmation Number	5757
Title	Decision based system for managing distributed resources and modeling the global optimization problem
First Named Inventor	Sameh A. Fakhouri
Customer Number or Correspondence Address	Richard L Catania Scully Scott Murphy & Presser 400 Garden City Plaza Garden City NY 11530 US
Filed By	Steven Fischman/Julie Yanopoulos
Attorney Docket Number	YOR920000201US1 (13731)
Filing Date	10-NOV-2000
Receipt Date	12-JUN-2007
Application Type	Utility

**Application Details**

Submitted Files	Page Count	Document Description	File Size	Warnings
RCE.pdf	3	Amendment Submitted/Entered with Filing of CPA/RCE	892313 bytes	◆ PASS
AmendmentAF.pdf	17		1418930 bytes	◆ PASS
		Document Description	Page Start	Page End
		Amendment After Final	1	1
		Claims	2	10
		Applicant Arguments/Remarks Made in an Amendment	11	16
		New or Additional Drawings	17	17
fee-info.pdf	2	Fee Worksheet (PTO-06)	8234 bytes	◆ PASS

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## New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

## National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.

## New International Application Filed with the USPTO as a Receiving Office

If a new international application is being filed and the international application includes the necessary components for an international filing date (see PCT Article 11 and MPEP 1810), a Notification of the International Application Number and of the International Filing Date (Form PCT/RO/105) will be issued in due course, subject to prescriptions concerning national security, and the date shown on this Acknowledgement Receipt will establish the international filing date of the application.

### *If you need help:*

- Call the Patent Electronic Business Center at (866) 217-9197 (toll free) or e-mail [EBC@uspto.gov](mailto:EBC@uspto.gov) for specific questions about Patent e-Filing.
- Send general questions about USPTO programs to the [USPTO Contact Center \(UCC\)](#).
- If you experience technical difficulties or problems with this application, please report them via e-mail to [Electronic Business Support](#) or call 1 800-786-9199.



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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/710,646	11/10/2000	Sameh A. Fakhouri	YOR920000201US1(13731)	5757
7590	07/31/2007		EXAMINER	
Richard L Catania Scully Scott Murphy & Presser 400 Garden City Plaza Garden City, NY 11530			BRUCKART, BENJAMIN R	
			ART UNIT	PAPER NUMBER
			2155	
			MAIL DATE	DELIVERY MODE
			07/31/2007	PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

**Notice of Non-Compliant  
Amendment (37 CFR 1.121)**

Application No.	Applicant(s)	
09/710646	SAMEH A. FAKHOURI ET AL.	
Examiner	Art Unit	
BENJAMIN R. BRUCKART	2155	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

The amendment document filed on 12 June 2007 is considered non-compliant because it has failed to meet the requirements of 37 CFR 1.121 or 1.4. In order for the amendment document to be compliant, correction of the following item(s) is required.

THE FOLLOWING MARKED (X) ITEM(S) CAUSE THE AMENDMENT DOCUMENT TO BE NON-COMPLIANT:

- 1. Amendments to the specification:
  - A. Amended paragraph(s) do not include markings.
  - B. New paragraph(s) should not be underlined.
  - C. Other \_\_\_\_\_.
- 2. Abstract:
  - A. Not presented on a separate sheet. 37 CFR 1.72.
  - B. Other \_\_\_\_\_.
- 3. Amendments to the drawings:
  - A. The drawings are not properly identified in the top margin as "Replacement Sheet," "New Sheet," or "Annotated Sheet" as required by 37 CFR 1.121(d).
  - B. The practice of submitting proposed drawing correction has been eliminated. Replacement drawings showing amended figures, without markings, in compliance with 37 CFR 1.84 are required.
  - C. Other \_\_\_\_\_.
- 4. Amendments to the claims:
  - A. A complete listing of all of the claims is not present.
  - B. The listing of claims does not include the text of all pending claims (including withdrawn claims)
  - C. Each claim has not been provided with the proper status identifier, and as such, the individual status of each claim cannot be identified. Note: the status of every claim must be indicated after its claim number by using one of the following status identifiers: (Original), (Currently amended), (Canceled), (Previously presented), (New), (Not entered), (Withdrawn) and (Withdrawn-currently amended).
  - D. The claims of this amendment paper have not been presented in ascending numerical order.
  - E. Other: \_\_\_\_\_.
- 5. Other (e.g., the amendment is unsigned or not signed in accordance with 37 CFR 1.4):
 

RCE INCOMPLETE,& NO SIGNATURE

For further explanation of the amendment format required by 37 CFR 1.121, see MPEP § 714.

TIME PERIODS FOR FILING A REPLY TO THIS NOTICE:

1. Applicant is given **no new time period** if the non-compliant amendment is an after-final amendment, an amendment filed after allowance, or a drawing submission (only). If applicant wishes to resubmit the non-compliant after-final amendment with corrections, the **entire corrected amendment** must be resubmitted.
2. Applicant is given **one month**, or thirty (30) days, whichever is longer, from the mail date of this notice to supply the correction, if the non-compliant amendment is one of the following: a preliminary amendment, a non-final amendment (including a submission for a request for continued examination (RCE) under 37 CFR 1.114), a supplemental amendment filed within a suspension period under 37 CFR 1.103(a) or (c), and an amendment filed in response to a Quayle action. If any of above boxes 1. to 4. are checked, the correction required is only the **corrected section** of the non-compliant amendment in compliance with 37 CFR 1.121.

**Extensions of time** are available under 37 CFR 1.136(a) only if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action.

**Failure to timely respond** to this notice will result in:

**Abandonment** of the application if the non-compliant amendment is a non-final amendment or an amendment filed in response to a Quayle action; or

**Non-entry** of the amendment if the non-compliant amendment is a preliminary amendment or supplemental amendment.

LINDA WASHINGTON

571 272 4397

Legal Instruments Examiner (LIE), if applicable

Telephone No.

**TRANSMITTAL LETTER**  
**(General - Patent Pending)**

Docket No.  
YOR920000201US1 (13731)

In Re Application Of: Sameh A. Fakhouri

Application No.	Filing Date	Examiner	Customer No.	Group Art Unit	Confirmation No.
09/710,646	November 10, 2000	Benhamin R. Bruckart	23389	2155	5757

Title: **DECISION BASED SYSTEM FOR MANAGING DISTRIBUTED RESOURCES AND MODELING THE GLOBAL OPTIMIZATION PROBLEM**

COMMISSIONER FOR PATENTS:

Transmitted herewith is:

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT ENCLOSING COPIES OF A PREVIOUSLY TIMELY FILED REQUEST FOR CONTINUEUD EXAMINATION (RCE) AND AMENDMENT UNDER 37 C.F.R. §1.116, (FILED ON JUNE 12, 2007); COPY OF ACKNOWLEDGEMENT RECEIPT FROM USPTO FOR SAME; AND COPY OF THE NOTICE OF NON-COMPLIANT AMENDMENT, DATED JULY 31, 2007, AS REQUIRED.**

in the above identified application.

- No additional fee is required.
- A check in the amount of \_\_\_\_\_ is attached.
- The Director is hereby authorized to charge and credit Deposit Account No. **50-0510/IBM** as described below.
- Charge the amount of \_\_\_\_\_
- Credit any overpayment.
- Charge any additional fee required.
- Payment by credit card. Form PTO-2038 is attached.

**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

*John S. Sensny*  
Signature

Dated: August 10, 2007

John S. Sensny  
Registration No. 28,757

Scully, Scott, Murphy & Presser, P.C.  
400 Garden City Plaza - Suite 300  
Garden City, New York 11530  
(516) 742-4343

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to the "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" [37 CFR 1.8(a)] on \_\_\_\_\_.

(Date)

*Signature of Person Mailing Correspondence*

cc: JSS:jy

*Typed or Printed Name of Person Mailing Correspondence*